



PCT/AU2004/001297

REC'D 12 OCT 2004

WIPO

PCT

**Patent Office  
Canberra**

I, JULIE BILLINGSLEY, TEAM LEADER EXAMINATION SUPPORT AND SALES hereby certify that annexed is a true copy of the Provisional specification in connection with Application No. 2003905153 for a patent by GLAXOSMITHKLINE AUSTRALIA PTY LTD as filed on 22 September 2003.

WITNESS my hand this  
Fifth day of October 2004

**JULIE BILLINGSLEY**  
**TEAM LEADER EXAMINATION**  
**SUPPORT AND SALES**



**PRIORITY DOCUMENT**  
SUBMITTED OR TRANSMITTED IN  
COMPLIANCE WITH  
RULE 17.1(a) OR (b)

**BEST AVAILABLE COPY**

Regulation 3.2

**A U S T R A L I A**

**Patents Act 1990**

**PROVISIONAL SPECIFICATION**

**for the invention entitled:**

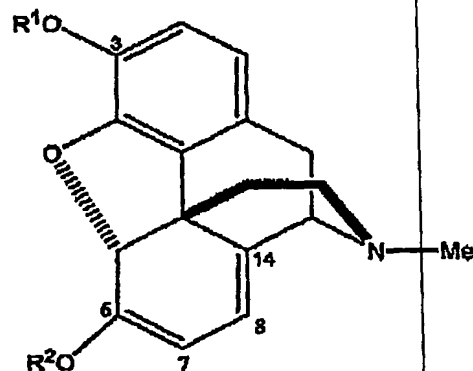
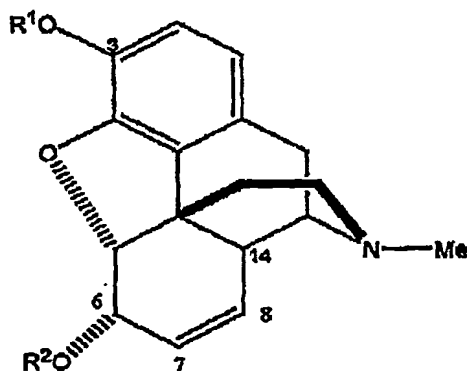
**"Chemical Compounds and Processes"**

**The invention is described in the following statement:**

- 1 -

This invention relates to intermediates useful in the preparation of opiate alkaloids, particularly morphinane compounds. The invention also relates to processes for preparing  
5 such intermediates and to processes which utilise such intermediates in the synthesis of morphinane compounds.

The opiate alkaloids obtained from poppy plants of the family *Papaveraceae* include some of the most powerfully acting and clinically useful drugs in the depression of the central nervous system. Exemplary opiates include morphine (1), codeine (2), heroin (3), thebaine (4) and oripavine (5).



- 15
- (1)  $R^1 = R^2 = H$   
(2)  $R^1 = Me, R^2 = H$   
(3)  $R^1 = R^2 = MeC(O)$

- (4)  $R^1 = R^2 = CH_3$   
(5)  $R^1 = H, R^2 = Me.$

The fundamental ring system common to each of these compounds is the morphinane skeleton, depicted in formula (A). Compounds containing this skeleton are collectively referred to herein as morphinanes.

**PROCESO DE ASESINATO DE UNO DE LOS 22 OTROS**

- 2 -

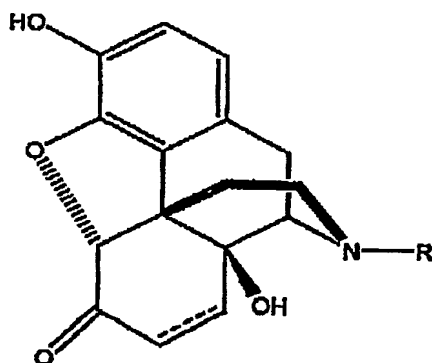


Morphine, codeine and heroin are characterised by a double bond at the 7-position ( $\Delta^7$ -morphinanes) while thebaine and oripavine possess a 6,8-diene system ( $\Delta^6,8$ -morphinanes).

15 Morphine and codeine are principally used as analgesics but also find use as agents for inducing sleep in the presence of pain, easing dyspnea and as an anti-tussive. Despite its valuable clinical properties, morphine has a number of negative aspects as it also depresses respiration and increases the activity and the tone of the smooth muscles of the gastrointestinal, biliary and urinary tracts causing constipation, gallbladder spasm and  
20 urinary retention. In addition, if administered to a patient over a period of time, the patient develops a tolerance to the analgesic effect so that the dosage must be increased to obtain the same level of pain relief.

25 Heroin displays better lipid solubility than either morphine or codeine which allows for easy passage across the blood-brain barrier. It is this effect which is the primary reason heroin is so sought after as a recreational drug. When administered intravenously "users" experience an intense feeling of pleasure and dulling of pain. The problem however with heroin, morphine and related compounds is that in combination with the euphoric effect a physical dependence can develop.

- 3 -



**PROF. DR. JÜRGEN KROBBERG** **Präsident des SAH 2019**

(6) R= cyclopropylmethyl, where — is a single bond

(7) R=allyl, where  $\text{---}$  is a single bond

(8)  $R = H$ , where  $\text{---}$  is a double bond

5 The industrial preparation of these second generation 14-hydroxy compounds presents some common but challenging problems. One problem common to the synthesis of many of these compounds is the removal of the N-methyl substituent present in naturally occurring opiate starting materials such as morphine, codeine, thebaine and oripavine. A second problem common to any synthetic approach to the 14-hydroxy opiates is the  
10 introduction of the 14-hydroxy group.

N-Demethylation of tertiary amines was traditionally achieved using cyanogen bromide in the von Braun reaction (von Braun, *J. Chem. Ber.* 1990, 33, 1438). Limited yields and the toxicity of cyanogen bromide have seen this reaction largely replaced by chloroformate reagents (Cooley, J.H.; Evian, E.J. *Synthesis*, 1989, 1). Certain chloroformates, such as vinyl chloroformate, generally N-demethylate in high yield and the resultant carbamates are readily cleaved to afford the corresponding secondary amines. Unfortunately this reagent is very expensive, and thus, its applicability to larger scale processes is limited. Some photochemical procedures have been developed for the cleavage of N-methyl amines (Lidner, J.H.E.; Kuhn, H.J.; Gollnick, K. *Tetrahedron Lett.* 172, 1705, Santamaria, J.; Ouchabane, R.; Rigaudy, J. *Tetrahedron Lett.* 1989, 30, 2927, Lopez, D.; Quinoa, E.; Rigucra, R. *Tetrahedron Lett.* 1994, 35, 5727), but these methods have not seen widespread use.

25 In addition to this WO 02/16367 discloses a multistep complimentary sequence which includes N-demethylation and oxidation of a  $\Delta^7$ -morphinane compound to the  $\Delta^6$ ,  $\Delta^8$ -morphinane compound. In the reported procedure, demethylation is achieved by initial oxidation of the N-methyl morphinane to form the N-oxide morphinane which is then treated with a Fe(II) based reducing agent. The oxidation of the  $\Delta^7$ -morphinane to the diene is reported as a separate reaction and is facilitated through the use of  $\gamma$ -MnO<sub>2</sub>. Both  
30 of these procedures are complicated by work-up procedures which are inefficient on large

P:\COMP\W\11\170\A\J\J\Chemical\process\44-22\hyb3

- 5 -

scales. These work-up steps are required in both the N-demethylation and oxidation steps in order to separate the desired morphinanes from the respective Fe or Mn reagents after the respective reactions are completed.

- 5 Traditionally, the 14-hydroxy group has been introduced by the oxidation of  $\Delta^6, \Delta^8$ -morphinanes. For example, GB 939287 describes the oxidation of thebaine (4) in formic acid with 30% hydrogen peroxide at 40-50°C to give 14-hydroxycodeinone. Interestingly, the commonly used procedures have usually only involved the oxidation of  $\Delta^6, \Delta^8$ -morphinanes which have a protected 3-hydroxy group. Consequently in the preparation of
- 10 commercially valuable 14-hydroxy opiates, such as naloxone and naltrexone, an additional step would be required to remove the protective group. Oripavine, which is extracted from the poppy plant in low yields and has an unprotected 3-hydroxy group, has not been widely used as a starting material for the commercial production of 14-hydroxy opiates. Although oripavine is naturally less abundant than either morphine and codeine, its present lack of
- 15 utility means that there is no real shortage of this naturally occurring opioid. Accordingly, it would be desirable to be able to use oripavine as a starting material for the production of 14-hydroxy opiates.

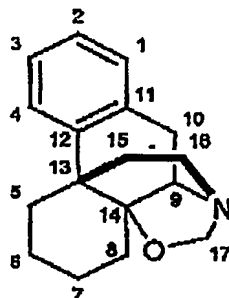
- In one aspect the present invention provides a method for preparing a 6-oxo-14-hydroxy
- 20  $\Delta^7$ -morphinane comprising oxidising a 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinane for a time and under conditions sufficient to form a 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinane-N-oxide and converting the formed N-oxide to the 6-oxo-14-hydroxy- $\Delta^7$ -morphinane.

- In another aspect the present invention provides a method for converting a 6-oxo-14-
- 25 hydroxy-N-methyl- $\Delta^7$ -morphinane-N-oxide to a 6-oxo-14-hydroxy- $\Delta^7$ -morphinane comprising subjecting the N-oxide to reducing conditions to ring close the N-methyl group with the 14-hydroxy group forming an oxazolidine ring, and hydrolysing the ring closed oxazolidine product to form the 6-oxo-14-hydroxy- $\Delta^7$ -morphinane.

- 30 In a further aspect of the invention there is provided a compound having the following modified morphinane skeleton:

P:\OPIR\101\1010310\chemical\proton\_4yo-4249\01

- 6 -



(B)

In yet another aspect the invention provides a method of preparing a morphinane compound having a modified morphinan skeleton (B) comprising treating a 6-oxo-N-methyl-14-hydroxy- $\Delta^7$ -morphinan-N-oxide with an Fe(II) reducing agent for a time and under conditions sufficient to ring close the N-methyl group with the 14-hydroxy group.

In another aspect of the invention there is provided a method for preparing N-alkyl or N-alkenyl 6-oxo-14-hydroxy morphinanes comprising:

oxidising a 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinan for a time and under conditions sufficient to form a 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxide,

converting the formed N-oxide to a 6-oxo-14-hydroxy- $\Delta^7$ -morphinan,

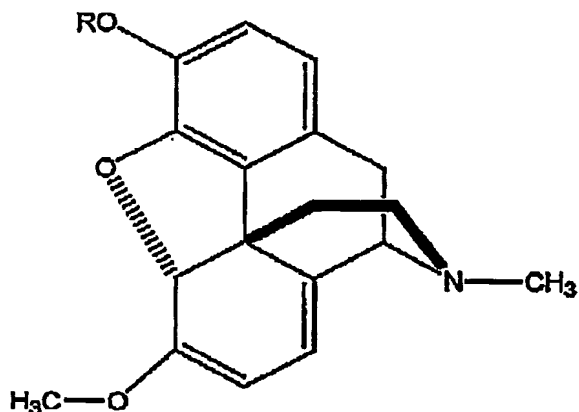
reducing the  $\Delta^7$  double bond to form a 6-oxo-14-hydroxy morphinan, and

subjecting the 6-oxo-14-hydroxy-morphinan to N-alkylation to introduce the N-alkyl or N-alkenyl substituent.

The processes according to the present invention are capable of being performed using naturally isolatable  $\Delta^6, \Delta^8$ -morphinanes like oripavine (4) and thebaine (3) as starting materials. Preferably the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinan is a compound of formula I:



- 7 -



5 where R is H, C<sub>1</sub>-C<sub>6</sub> alkyl, benzyl or acyl.

The term "C<sub>1</sub>-C<sub>6</sub> alkyl" as used herein refers to a straight chain or branched alkyl group having from 1 to 6 carbon atoms. Examples of suitable alkyl groups include methyl, ethyl, propyl, isopropyl and n-butyl.

10

The term "acyl" as used herein refers to a group of formula R'C(=O)-, where R' is generally an C<sub>1</sub>-C<sub>6</sub> alkyl group. An example of acyl group is an acetyl group.

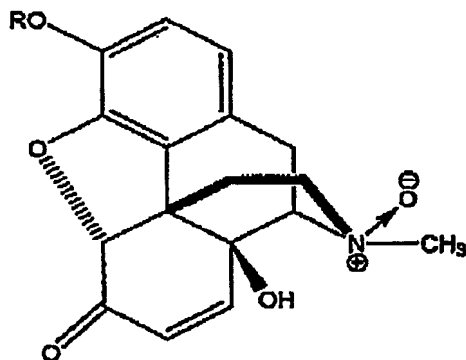
15 It is also possible for R to represent an hydroxy protecting group, although protection of the hydroxy group is not necessary in the process of the present invention.

20 There are also many reported synthetic approaches to 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinanes and both synthetic and naturally derived compounds can be incorporated into the processes of the present invention. The preferred  $\Delta^6, \Delta^8$ -morphinanes to be used in the process of the present invention are oripavine and thebaine. Oripavine, however, is the most preferred starting material.

The process according to the present invention allows for the conversion of 6-methoxy-N-

- 8 -

methyl- $\Delta^6, \Delta^8$ -morphinanes to 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxides in a single step. That is, in a single step, the 14-hydroxy group is introduced, the N-methyl group is oxidized to the corresponding N-methyl oxide, the 6-methoxy is converted to 6-oxo group and the  $\Delta^6, \Delta^8$  conjugated diene is converted to  $\Delta^7$  double bond. The 6-oxo-14-



5 hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxide may be a compound of formula II:

where R is H, C<sub>1</sub>-C<sub>6</sub> alkyl, benzyl or acyl.

10 This oxidation may be carried out by treating the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinane with hydrogen peroxide ( $H_2O_2$ ) in the presence of formic acid or other suitable carboxylic acids such as, for instance, acetic acid. The preferred concentration of hydrogen peroxide used in the oxidation is between 30-50% by weight in water. More preferably, the hydrogen peroxide is at a concentration of 50% by weight in water. Preferably the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinane is treated with the hydrogen peroxide in molar  
15 excess, for example with 2-5 equivalents, more preferably at least 3 equivalents.

The oxidation process is preferably carried out in the presence of formic acid. Preferably the formic acid concentration is between 30-96% by weight in water. More preferably the concentration is between 35-55% and even more preferably 40-50%. Most preferably the formic acid is at a concentration of 45%.

It is preferred that the reaction temperature of the oxidation is carried out at below 50°C.

P:\OFFERMAN\77\1\GSK\Subs\ref\p\...\_02-22-01\02

- 9 -

Preferably the reaction is carried out at a temperature from 20-40°C, however a constant reaction temperature of ~20°C is particularly preferred.

5 In a preferred embodiment oxidation of the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinan to the 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxide is performed in the presence of a solvent. Preferably the solvents are polar solvents, which may be protic or aprotic. Preferably the solvent is an alcohol, for example methanol, ethanol, propanol, isopropanol, etc. Most preferably the solvent is ethanol.

10 In another preferred embodiment of the oxidation process the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinan is dissolved in a mixture of formic acid and the solvent prior to the addition of the hydrogen peroxide.

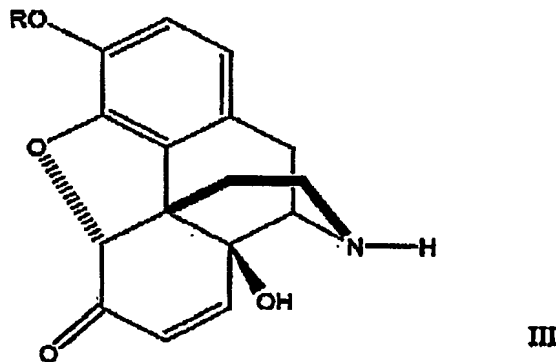
15 The reaction should be carried out for a time which allows for the formation of the desired N-oxide. This time may depend on the amount of material being treated, the amount, nature and concentration of the oxidizing agent present and the temperature at which the reaction is carried out. Monitoring the reaction by chromatographic means, such as thin layer chromatography (TLC) will allow the skilled practitioner to determine the completeness of the reaction. Suitably, the oxidation reaction is carried out for at least 30  
20 minutes, although more usually it will be for at least 1 or 2 hours.

The oxidation of the 6-methoxy-N-methyl- $\Delta^6, \Delta^8$ -morphinan to the 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxide may be followed by an isolation step before conversion to the 6-oxo-14-hydroxy- $\Delta^7$ -morphinan. The isolation of the 6-oxo-14-hydroxy-N-methyl-  
25  $\Delta^7$ -morphinan-N-oxide may be achieved by any suitable means. For example, upon completion, the crude reaction mixture may be neutralized to a pH of about 7. This can be effected by the addition of a suitable base, for example, sodium or potassium hydroxide, potassium carbonate, etc. In a preferred embodiment, the oxidation reaction mixture is neutralized with a sodium hydroxide solution at a rate which ensures that the reaction  
30 temperature reaches 55°C. This is preferably done over a period of time (for example 2hrs) at which time the reaction is allowed to continue for a further 1-2hr period before

- 10 -

being cooled. After this time the crude N-oxide product (compound of formula II) can be collected as a solid. This crude solid may be subject to further purification steps (eg. washing with water and/or ethanol) or it may be reduced in crude form.

- 5 The 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinan-N-oxide is then converted to 6-oxo-14-hydroxy- $\Delta^7$ -morphinan by performing an N-demethylation. This is generally done by treating it with a reducing agent. Suitable reducing conditions are outlined in WO02/16367 which is incorporated herein by reference. Exemplary reducing agents include Fe (II) based agents such as  $\text{FeSO}_4$ ,  $\text{FeCl}_2$  or Fe-porphrin complexes. Preferably
- 10 when the reduction is to be carried out on a plant scale the reaction is preformed at a temperature of around  $10^\circ\text{C}$ . The reaction can be monitored by TLC to determine the completeness of the reduction (N-demethylation). In order to remove any excess Fe(II) species the reaction mixture may be subjected to work-up step(s) which may, for instance, involve addition of ammonium hydroxide and subsequent filtering. The 6-oxo-14-
- 15 hydroxy- $\Delta^7$ -morphinan will generally be a compound of formula III:

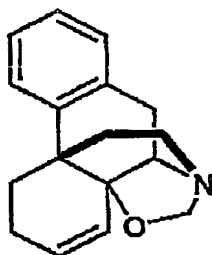


where R is H, C<sub>1</sub>-C<sub>6</sub> alkyl, benzyl or acyl.

It has now been surprisingly found that when the 6-oxo-14-hydroxy- $\Delta^7$ -morphinan is treated with a Fe(II) based reducing agent and formic acid, a novel product having a morphinan skeleton

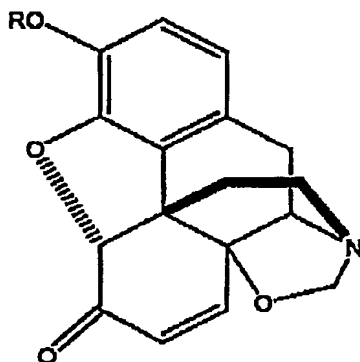
PROPERTY OF IP Australia

- 11 -



(B)

is formed in good yield. Such oxazolidines are easily separable from the crude reaction mixture as an insoluble precipitate and can be readily hydrolyzed to prepare a 6-oxo-14-hydroxy- $\Delta^7$ -morphinane. The oxazolidine compound will generally be of formula IV:



IV

where R is H, C<sub>1</sub>-C<sub>6</sub> alkyl, benzyl or acyl.

10

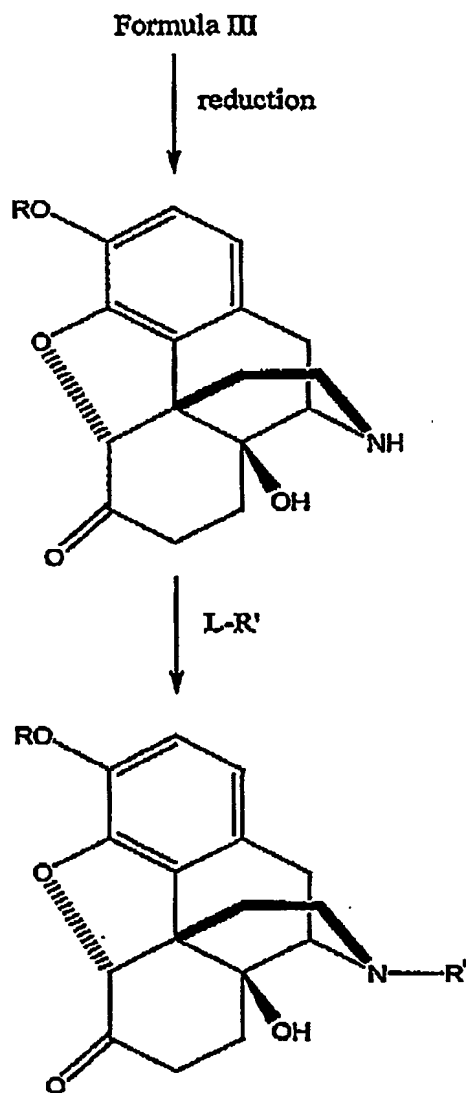
This insoluble precipitate/intermediate is referred to herein as an oxazolidine compound. Structural elucidation studies, including 2-D NMR, have indicated that the intermediate has this structure. The structure is also consistent with its solubility characteristics.

15 In a preferred embodiment of this process the 6-oxo-14-hydroxy-N-methyl- $\Delta^7$ -morphinane-N-oxide is treated as a slurry in methanol with FeSO<sub>4</sub>, whereby formic acid is then added which forms the oxazolidine compound of formula IV as an acid insoluble precipitate.



PAPERNOUSP/CS/chemical/p44444-220003

- 13 -

**Scheme 1**

As indicated above an example of a treatment to reduce the double bond at the 7-position  
5 involves catalytic hydrogenation. GB 939,287 describes such a process in which platinum  
chloride is used as a catalyst in 10% acetic acid. US 5,112,975, US 5,927,876 and US  
5,922,876 also disclose suitable methods for reducing the Δ<sup>7</sup>-double bond of compounds of

An example of an alkylation treatment would be the reaction of the N-demethylated compound with R'-Br and a base, such as K<sub>2</sub>CO<sub>3</sub>. Suitable N-alkylation conditions are disclosed in US 3,254,088, US 3,332,950 and US 5,922,876 which are incorporated herein by reference. Exemplary R' groups include C<sub>2-6</sub> alkyl, such as straight chain, branched and cyclic isomers of ethyl, propylbutyl, isobutyl pentyl (all isomers), hexyl (all isomers), cyclopropylmethyl, (as found in naltrexone (5)) and cyclobutylmethyl (as found in nalbuphine and butorphanol), C<sub>2-6</sub> alkenyl residues such as alkyl (as found in nalorphine and naloxone (6)), and C<sub>2-6</sub> alkynyl, such as propargyl.

15 Following the preparation of the N-alkyl or N-alkenyl 6-oxo-14-hydroxymorphinane it is possible to further modify the compound using known techniques to prepare further morphinane derivatives. For example, if the  $\Delta^7$  double bond is not reduced, further chemistry can be performed on the  $\alpha, \beta$  unsaturated keto moiety. The oxygen atom in the 3-position can be subjected to esterification, transesterification and etherification reactions

20 using known techniques.

25

30





- 16 -

The oxazolidine (1 kg) is added to a solution of 25% ammonium hydroxide (0.96 L) in H<sub>2</sub>O (7.2L). 30% Hydrochloric acid (1.65 L) is then added and the mixture is heated to 50°C followed by the addition of activated carbon (0.025kg). After 30 min the activated carbon is removed by filtration and the filtrate is stirred for a further 30 min. The pH is  
5 then adjusted to pH 9.0 with 25% ammonia and stirred for a further 15 hours at 50°C. After this time the mixture is cooled below 20°C and the precipitate is filtered and washed with H<sub>2</sub>O (5L) (85% yield); <sup>13</sup>C NMR (D<sub>2</sub>O/DCI) δ 25.2 (C15), 26.7 (C10), 37.3 (C16), 46.3 (C13), 56.6 (C9), 66.6 (C14), 86.1 (C5), 118.9 (C1), 121.3 (C2), 122.4 (C11), 128.9 (C12), 133.0 (C7), 138.8 (C4), 142.7 (C3), 147.9 (C8), 196.9 (C6) ppm.

10

Those skilled in the art will appreciate that the invention described herein is susceptible to variations and modifications other than those specifically described. It is to be understood that the invention includes all such variations and modifications which fall within the spirit and scope. The invention also includes all of the steps, features, compositions and  
15 compounds referred to or indicated in this specification, individually or collectively, and any and all combinations of any two or more of said steps or features.

Throughout this specification and the claims which follow, unless the context requires otherwise, the word "comprise", and variations such as "comprises" and "comprising", will  
20 be understood to imply the inclusion of a stated integer or step or group of integers or steps but not the exclusion of any other integer or step or group of integers or steps.

DATED this 22<sup>nd</sup> day of September, 2003

25 GlaxoSmithKline Australia Pty Ltd

By DAVIES COLLISON CAVE

Patent Attorneys for the Applicants

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☒ FADED TEXT OR DRAWING
- ☒ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☒ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☒ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**